

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

BAMIDELE AIYEKUSIBE, MISCHELE
HIGGINSON and SHANTAL BROWN-
WINN, individually and on behalf of all
others similarly situated

Plaintiffs,

v.

Case No.: 2:18-cv-816-FtM-38MRM

THE HERTZ CORPORATION and
DTG OPERATIONS, INC.,

Defendants.

ORDER¹

Before the Court is United States Magistrate Judge Mac R. McCoy's Report and Recommendation ("R&R"). ([Doc. 122](#)). Judge McCoy recommends denying Plaintiffs' motion to toll the statute of limitations. Neither party objected, and the matter is ripe.

A district judge "may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate judge." [28 U.S.C. § 636\(b\)\(1\)](#); see also [Williams v. Wainwright](#), 681 F.2d 732, 732 (11th Cir. 1982). Without a specific objection, the judge need not review factual findings de novo. [28 U.S.C. § 636\(b\)\(1\)](#); see also [Garvey v. Vaughn](#), 993 F.2d 776, 779 n.9 (11th Cir. 1993). But the district court reviews legal conclusions de novo, even without an objection. [Cooper-Houston v. S. Ry.](#), 37 F.3d 603, 604 (11th Cir. 1994).

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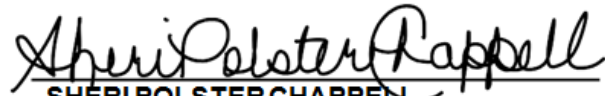
After a careful, complete, and independent examination of the file, the Court accepts and adopts Judge McCoy's R&R in full.

Accordingly, it is now

ORDERED:

1. The Report and Recommendation ([Doc. 122](#)) is **ACCEPTED and ADOPTED**.
2. Plaintiffs' Renewed Motion for Equitable Tolling of Statute of Limitations ([Doc. 113](#)) is **DENIED**.

DONE and **ORDERED** in Fort Myers, Florida this 6th day of March, 2020.


SHERI POLSTER CHAPPELL
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record